

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MICHAEL A. JACKSON,

Plaintiff,

v.

TAYLOR YOUNG *et al.*,

Defendants.

Case No. C07-5480RBL/JKA

ORDER ON PENDING
MOTIONS

This Civil Rights action has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. § 636(b)(1)(B). Before the court and ripe for review are two motions filed by plaintiff (Dkt. # 40 and 44). In the first motion Mr. Jackson asks the court to immediately serve defendant Walsh (Dkt # 40). Review of the file shows that Defendant Walsh did not timely return a notice of waiver of summons. Five days after plaintiff's motion was filed, an amended waiver of summons was filed (Dkt. # 41). Counsel has now appeared on behalf of the three defendants in this action, Young, Walsh, and Daniels. Service is no

1 longer an issue and plaintiff's motion is **DENIED**.

2 The next motion is an attempt by plaintiff to have criminal charges filed against the defendants (Dkt
3 # 44). This is the second time plaintiff has filed a motion making this request. See, (Dkt. # 31 and 44).

4 Plaintiff has no authority to file criminal charges. The court has already informed plaintiff:

5 Plaintiff lacks the legal authority to initiate criminal proceedings. Criminal proceedings may
6 only be initiated by a person with the appropriate legal authority to file such actions. These
7 people are usually, the County Prosecutor, the State Attorney General's Office, or the
8 United States Justice Department.

9 (Dkt. # 39). This motion is **DENIED**. Plaintiff is warned that repetitive motion may result in sanctions
10 including monetary sanctions or dismissal of cases. Once a motion has been ruled on the filing of the same
11 request again is improper.

12 The Clerk is directed to send a copy of this Order to plaintiff and remove Dkt. # 40 and 44 from the
13 court's calendar.

14 DATED this 13 day of February, 2008.

15 /S/ J. Kelley Arnold
16 J. Kelley Arnold
17 United States Magistrate Judge
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